



California Fair Political Practices Commission

November 9, 1992

Robert M. Hertzberg
Margolis, Hertzberg & Morin
3550 Wilshire Blvd., Ste. 1418
Los Angeles, CA 90010-2415

Re: Your Request for Informal
Assistance
Our File No. I-92-537

Dear Mr. Hertzberg:

You have requested advice on behalf of LA Tomorrow pursuant to the campaign disclosure provisions of the Political Reform Act (the "Act").¹ Because your request for advice concerns past conduct, we treat your letter as a request for informal assistance pursuant to Regulation 18329(c).²

QUESTION

Is LA Tomorrow required to file a pre-election statement for the period covering July 1, 1992 through September 30, 1992?

CONCLUSION

Based on the information you have provided concerning the financial activity of the committee, LA Tomorrow is not required to file a pre-election statement for the period covering July 1, 1992 through September 30, 1992.

¹ Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

² Informal assistance does not provide the requestor with the immunity provided by an opinion or formal written advice. (Section 83114; Regulation 18329(c)(3).)

FACTS

LA Tomorrow is a general purpose recipient committee. During the period covering July 1, 1992 through September 30, 1992 the committee made contributions totaling less than \$500.

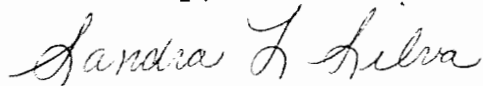
ANALYSIS

The Act provides that in 1992, state, county and city general purpose recipient committees must file pre-election statements if they make contributions or independent expenditures totaling \$500 or more during the period covered by the pre-election statement. (1992/93 Campaign Disclosure Information Manual C, page 19.)

Based on the information you have provided, it does not appear that the activities of the committee were sufficient to require a pre-election statement for the period covering July 1, 1992 through September 30, 1992.

If you have additional questions concerning this letter, please contact me at (916) 322-5662.

Sincerely,

A handwritten signature in cursive script that reads "Sandra L. Silva".

Sandra L. Silva
Political Reform Consultant
Technical Assistance Division

ADVICE LETTER # I-92-⁵³⁷~~357~~ REQUESTER: HERTZberg, Robert

This letter was written by: Sandra Silva

The 21 working-days expires: 10/12

However, a response has been requested by: _____

Upon review, return to: TAA - Sandra Silva

DIVISION CHIEF, TA&A

CW APPROVED

Comments to Executive Director and Chairman: _____

GENERAL COUNSEL:

____ APPROVED

____ Without change

____ See changes noted in letter

General Comments/Thoughts: _____

____ NOT APPROVED

Reasons/Comments: _____

EXECUTIVE DIRECTOR:

____ APPROVED

____ Without change

____ See changes noted in letter

General Comments/Thoughts: _____

____ NOT APPROVED

Reasons/Comments: _____

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Sandra L. Silva
Political Reform Consultant
Technical Assistance Division

MARGOLIS, HERTZBERG & MORIN

ATTORNEYS AT LAW

3550 WILSHIRE BOULEVARD

SUITE 1418

LOS ANGELES, CALIFORNIA 90010-2415

TELEPHONE (213) 381-1121

OF COUNSEL

KAREN MOSKOWITZ

CABLE "HERTZLAW"

FACSIMILE (213) 381-1986

October 7, 1992

California Fair Political Practices Commission
P.O. Box 807
Sacramento, CA 95804-0807

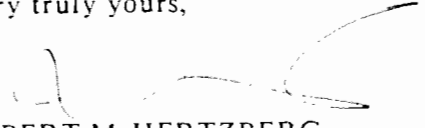
Re: LA TOMORROW - Political Action Committee
I.D. #: 920111

Ladies/Gentlemen:

I am the Treasurer of LA Tomorrow, a general receipts committee. Since the last reporting date, LA Tomorrow has not received any political contributions. We have made two political contributions. One on August 21, 1992 for \$250.00 to Fajardo For Assembly and one on September 13, 1992 for \$150.00 to Gil Garcetti For District Attorney, for a total of \$400.00 in political contributions. In addition, the only other expenses relating to LA Tomorrow are bank charges incurred for maintaining our checking account. We have spoken with your office on two occasions and were told that there is no need to file a pre-election statement for the period of July 1, 1992 through September 30, 1992 because LA Tomorrow did not receive or expend sums in excess of \$500.00.

If for any reason this information is inaccurate, please let us know immediately.

Very truly yours,


ROBERT M. HERTZBERG

RMH:rmp

cc: Mimi Strauss - City Ethics Commission

Informal - past reporting obligation